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Tel: (609) 348-4515

Hearing Date: May 17, 2010 at 9:30 a.m.
Objection Deadline: April 26, 2010

-and-

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Attorneys for M&Q Plastic Products, LP

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re	:
	:
DPH HOLDINGS CORP., <u>et al.</u> ,	:
	:
Debtors.	:
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DELPHI CORPORATION, et al.,	:
	:
Plaintiffs,	:
	:
vs.	:
	:
M&Q PLASTIC PRODUCTS AND M AND Q	:
PLASTIC PRODUCTS.,	:
	:
Defendants.	:
-----X	

Chapter 11
Case No. 05-44481 (RDD)
(Jointly Administered)

Adv. Pro. No. 07-02743 (RDD)

**JOINDER OF M&Q PLASTIC PRODUCTS L.P. TO MOTIONS (I) TO VACATE PRIOR
ORDERS ESTABLISHING PROCEDURES FOR CERTAIN ADVERSARY
PROCEEDINGS, INCLUDING THOSE COMMENCED BY THE DEBTORS UNDER 11
U.S.C. §§ 541, 544, 545, 547, 548, OR 549, AND EXTENDING THE TIME TO SERVE
PROCESS FOR SUCH ADVERSARY PROCEEDINGS, (II)
DISMISSING THE ADVERSARY PROCEEDING WITH PREJUDICE, OR (III) IN THE
ALTERNATIVE, DISMISSING THE ADVERSARY PROCEEDING
ON THE GROUND OF JUDICIAL ESTOPPEL**

M&Q Plastic Products L.P., purported defendant (“Defendant” or “M&Q”)¹, by and through its undersigned counsel, hereby joins and adopts the arguments set forth in the following motions (the “Motions”) filed by Wagner-Smith Company and Microchip Technology Incorporated (the “Complaining Preference Defendants”):

(a) *MOTION BY WAGNER-SMITH COMPANY SEEKING AN ORDER (I) PURSUANT TO FED. R. CIV. P. 60 AND FED. R. BANKR. P. 9024, VACATING PRIOR ORDERS ESTABLISHING PROCEDURES FOR CERTAIN ADVERSARY PROCEEDINGS, INCLUDING THOSE COMMENCED BY THE DEBTORS UNDER 11 U.S.C. §§ 541, 544, 545, 547, 548, OR 549, AND EXTENDING THE TIME TO SERVE PROCESS FOR SUCH ADVERSARY PROCEEDINGS, AND (II) PURSUANT TO FED. R. CIV. P. 12(b) AND FED. R. BANKR. P. 7012(b), DISMISSING THE ADVERSARY PROCEEDING WITH PREJUDICE, OR (III) IN THE ALTERNATIVE, DISMISSING THE ADVERSARY PROCEEDING ON THE GROUND OF JUDICIAL ESTOPPEL*, dated February 5, 2010 (Docket No. 19401); and

(b) *MOTION BY MICROCHIP TECHNOLOGY INCORPORATED SEEKING AN ORDER (I) PURSUANT TO FED. R. CIV. P. 60 AND FED. R. BANKR. P. 9024, VACATING PRIOR ORDERS ESTABLISHING PROCEDURES FOR CERTAIN ADVERSARY PROCEEDINGS, INCLUDING THOSE COMMENCED BY THE DEBTORS UNDER 11 U.S.C. §§ 541, 544, 545, 547, 548, OR 549, AND EXTENDING THE TIME TO SERVE PROCESS FOR SUCH ADVERSARY PROCEEDINGS, (II) PURSUANT TO FED. R. CIV. P. 12(b) AND FED. R. BANKR. P. 7012(b), DISMISSING THE ADVERSARY PROCEEDING WITH PREJUDICE, OR (III) IN THE ALTERNATIVE, DISMISSING THE ADVERSARY PROCEEDING ON THE GROUND OF JUDICIAL ESTOPPEL*, dated March 15, 2010 (Docket No. 19677).

The facts set out in the respective Motions of Microchip Technology Incorporated and Wagner-Smith Company are substantially the same if not identical with respect to M&Q such that any relief granted for the benefit of one or the other of the Complaining Defendants should be granted for all and others who are similarly situated.

Dated: New York, New York
April 14, 2010

FOX ROTHSCHILD LLP

By: /s/ Fred Stevens

Michael J. Viscount (Admitted *pro hac vice*)
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¹ M&Q Plastic Products L.P. ceased doing business and on or around September 30, 2010, and has filed a certificate of dissolution with the Secretary of State for the State of Delaware. The remaining assets of the partnership are held in the M&Q Plastic Products Wire Protection Division Liquidating Trust (the “M&Q Liquidating Trust”) under Liquidating Trust Agreement dated as of December 22, 2009. Univest National Bank and Trust Co. currently serves as trustee of M&Q Liquidating Trust.

-and-

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